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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Martin Vogel,
Plaintiff,

v.

Kafco Partnership, a California
Limited Partnership; and Does 1-
10,
Defendants.

Case No. 2:19-cv-00656-R-MRW

Declaration of Dennis Price

DECLARATION OF DENNIS PRICE

1. I, the undersigned, am an attorney of record for the Plaintiff and
admitted to practice law in all courts in the State of California
including the district court in which this matter is being heard.
2. Following this court's grant of summary judgment to the plaintiff,
the parties have been in discussion pursuant to L.R. 7-3 on

1 resolution of the remaining issues rather than seeking a motion on
2 attorney's fees. Those discussions have been on-going.
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4 3. During these discussions, the court's order from October 26, 2019
5 requiring a joint status report was overlooked. The parties had been
6 very close on resolution and it was simply missed.
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9 4. Plaintiff's counsel regrets this oversight, however, this was not the
10 result of intentional disrespect to the court. Plaintiff has been
11 focusing on resolving the remaining issues without further
12 involvement in this and two other matters pending between the
13 counsel to this matter. The order for a status report was simply
14 overlooked.
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19 5. The status of this case is that the parties have been in on-going
20 discussions regarding resolution of the attorney's fees motion.
21 Plaintiff has produced a billing statement pursuant to L.R. 7-3 to
22 allow for fruitful discussion. While those talks have slowed,
23 Plaintiff has been hopeful a resolution could be found without court
24 involvement. However, Plaintiff is able to commit to filing the
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1 motion with this court by November 5, 2019 if the parties cannot
2 reach a final resolution.

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4 6. I request that the court refrain from entry of sanctions against any
5 party to this matter. While an order was missed, this was the result
6 of the parties focusing on efficient resolution, rather than
7 intentional non-compliance with the order.
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10 I declare under penalty of perjury under the laws of the State of California
11 that the above is true and correct.
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14 Dated: November 3, 2013

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16 /s/ Dennis J. Price
17 By: _____
18 Dennis Price, Esq.
19 Attorneys for Plaintiff
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